

Gillmor	Lightfoot	Ros-Lehtinen
Gilman	Linder	Roth
Gingrich	Livingston	Roukema
Glickman	Lloyd	Rowland
Goodlatte	Machtley	Royce
Goodling	Mann	Santorum
Goss	Manzullo	Sarpaluis
Grams	McCandless	Saxton
Grandy	McCollum	Schaefer
Greenwood	McCrery	Schiff
Gunderson	McCurdy	Sensenbrenner
Hall (TX)	McDade	Shaw
Hancock	McHugh	Shays
Hansen	McInnis	Shuster
Hastert	McKeon	Sisisky
Hayes	McMillan	Skeen
Hefley	Meehan	Slattery
Herger	Meyers	Smith (MI)
Hobson	Mica	Smith (NJ)
Hoekstra	Miller (FL)	Smith (OR)
Hoke	Minge	Smith (TX)
Horn	Molinari	Snowe
Houghton	Moorhead	Solomon
Huffington	Morella	Spence
Hunter	Myers	Stearns
Hutchinson	Nussle	Stenholm
Hutto	Orton	Stump
Hyde	Oxley	Sundquist
Inglis	Parker	Swett
Inhofe	Paxon	Talent
Istook	Payne (VA)	Tanner
Jacobs	Penny	Tauzin
Johnson (CT)	Peterson (MN)	Taylor (MS)
Johnson (GA)	Petri	Taylor (NC)
Johnson, Sam	Pickett	Thomas (CA)
Kasich	Pombo	Thomas (WY)
Kim	Porter	Thurman
King	Portman	Torkildsen
Kingston	Pryce (OH)	Upton
Klug	Quillen	Valentine
Knollenberg	Quinn	Vucanovich
Kolbe	Ramstad	Walker
Kyl	Ravenel	Walsh
Lancaster	Regula	Weldon
Lazio	Ridge	Wolf
Leach	Roberts	Young (AK)
Levy	Roemer	Young (FL)
Lewis (CA)	Rogers	Zeliff
Lewis (FL)	Rohrabacher	Zimmer

NOT VOTING—14

Barcia	Gephardt	Moran
Conyers	Henry	Packard
Dornan	Maloney	Tucker
Franks (NJ)	Michel	Wilson
Frost	Moakley	

So the resolution was not agreed to. A motion to reconsider the vote whereby said resolution was not agreed to was, by unanimous consent, laid on the table.

186.8 WAIVING POINTS OF ORDER
AGAINST H.R. 2490

Mr. GORDON, by direction of the Committee on Rules, called up the following resolution (H. Res. 221):

Resolved, That during consideration of the bill (H.R. 2490) making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1994, and for other purposes, all points of order against provisions in the bill for failure to comply with clause 2 or 6 rule XXI are waived except as follows: beginning on page 17, line 14, through line 24; beginning on page 18, line 16, through line 20; beginning on page 23, line, through line 12; beginning with "Provided" on page 27, line 2, through "1341" on line 6; beginning on page 48, line 11, through page 49, line 8; beginning on page 51, line 16, through line 23; beginning on page 53, line 7, through line 22; beginning on page 54, line 15, through page 55, line 14; beginning on page 56, line 1, through page 57, line 9; beginning on page 57, line 14, through page 58, line 11; and beginning on page 58, line 15, through page 59, line 2. Where points of order are waived against only part of a paragraph, a point of order against matter in the balance of the paragraph may be applied only within the balance of the paragraph and not against the entire paragraph. The amendments en-

bloc specified in the report of the Committee on Rules accompanying this resolution to be offered by Representative Tauzin of Louisiana or a designee may amend portions of the bill not yet read for amendment, shall be considered as read, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. SEC. 2. House Resolution 211 is laid on the table.

When said resolution was considered. After debate, Mr. GORDON withdrew said resolution.

186.9 NOTICE REQUIREMENT—
CONSIDERATION OF RESOLUTION—
H. RES. 211

Mr. GOSS, pursuant to clause 4(c) of rule XI, announced his intention to call up the resolution (H. Res. 211) waiving certain points of order against the bill (H.R. 2490) making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1994, and for other purposes, on Friday, July 23, 1993.

186.10 PRIVILEGES OF THE HOUSE

Mr. GEPHARDT, rose to a question of the privileges of the House and submitted the following resolution (H. Res. 223):

Whereas the U.S. Attorney for the District of Columbia on July 19, 1993 announced that the former Postmaster of the House of Representatives was pleading guilty to criminal counts of conspiracy and aiding and abetting the embezzlement of public funds,

Whereas the operation of the House Post Office during the tenure of the former Postmaster was the subject of a bipartisan Task Force to Investigate the Operation and Management of the House Post Office of the Committee on House Administration,

Whereas the former Task Force published a public report on July 24, 1992 in which were included portions of transcripts of its proceedings,

Whereas the House on July 22, 1992, voted to provide both the public report and all the records of the former Task Force to the Committee on Standards of Official Conduct and to the Department of Justice, but declined to make the transcripts of the former Task Force's proceedings public,

Whereas one of the reasons the House declined to make the transcripts of proceedings of the former Task Force public at that time was a concern that such release not compromise an ongoing criminal proceeding conducted by the U.S. Attorney for the District of Columbia,

Whereas the U.S. Attorney for the District of Columbia on July 21, 1993 communicated to the Speaker and the Republican Leader his strong objection to the public release of the records of the former Task Force as follows:

U.S. DEPARTMENT OF JUSTICE,
U.S. ATTORNEY,
Washington, DC, July 21, 1993.
Hon. THOMAS S. FOLEY,
Speaker, House of Representatives, Washington, DC.

Hon. ROBERT H. MICHEL,
Minority Leader, House of Representatives, Washington, DC.

DEAR MR. SPEAKER AND CONGRESSMAN MICHEL: We have been advised that the House of Representatives may be considering the public release of previously confidential materials generated during the inquiry conducted last year by the Task Force to Investigate the Operation and Management of the

House Post Office. I am writing to express this Office's serious concern that the release of such materials could have a significant adverse effect on the ongoing criminal investigation being conducted by this Office into matters associated with the House Post Office. Accordingly, I ask you not to authorize the release of such materials.

Last year, this Office endeavored to work cooperatively with the Task Force, so as to enable the Task Force to conduct its mandated operations-and-management review of the Post Office, without invading the integrity of the criminal investigation. After completing its review in July of last year, the Task Force prudently concluded that many of the materials that it had collected or generated—including deposition and interview transcripts and tapes—ought to remain confidential, in part because the publication of such materials posed a significant potential to compromise the ongoing grand jury investigation. That potential remains today. The investigation is continuing, and inevitably involves many of the same witnesses and transactions that the Task Force inquiry included.

For these reasons, I strongly request that the House refrain from releasing additional materials generated by the Task Force inquiry.

Sincerely,
J. RAMSEY JOHNSON,
U.S. Attorney.

Now, therefore, be it
Resolved, That it is the sense of the House that, when the United States Attorney for the District of Columbia at any time informs the House that he has no objection to the public release of the transcripts of proceedings of the former Task Force, then the House immediately shall take up and bring to vote the question of the release of the transcripts of proceedings of the former Task Force;

Resolved further, That the Speaker is directed to communicate to the United States Attorney for the District of Columbia the request of the House that he promptly advise the House when he determines that he has no objection to the public release of the transcripts of proceedings of the former Task Force; and

Resolved further, That the Clerk is directed to transmit promptly such communication of the Speaker and a copy of this Resolution to the United States Attorney for the District of Columbia.

Pending consideration of said resolution,

186.11 POINT OF ORDER

Mr. WALKER made a point of order against consideration of said resolution as not constituting a question of privilege, and said:

"Mr. Speaker, the resolution as presented to the House does not constitute a question of privilege. There is no violation of rule IX where questions of privilege have to relate to particular items of the House, primarily the safety, dignity, and integrity of its proceedings. There is no allegation in this resolution that any such matter has taken place, nor is there any disciplinary action that is in the resolution.

"So, therefore, this does not constitute an appropriate question of privilege to bring before the House."

The SPEAKER overruled the point of order, and said:

"The Chair believes that the resolution meets the requirements of rule IX

which involves the question of integrity of the House and involves papers of the House, and accordingly the Chair overrules the point of order, and states that the resolution of the gentleman from Missouri [Mr. GEPHARDT] states a question of privilege."

After debate,

By unanimous consent, the previous question was ordered on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. SKAGGS, announced that the yeas had it.

Mr. MICHEL demanded a recorded vote on agreeing to said resolution, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative

Yeas 244
Nays 183
Answered present 1

§86.12 [Roll No. 356]
AYES—244

Abercrombie	English (AZ)	Lehman
Ackerman	English (OK)	Levin
Andrews (ME)	Eshoo	Lewis (GA)
Andrews (NJ)	Evans	Lipinski
Andrews (TX)	Farr	Lloyd
Applegate	Fazio	Long
Baessler	Fields (LA)	Lowey
Barca	Filner	Maloney
Barcia	Fingerhut	Mann
Barlow	Flake	Manton
Barrett (WI)	Foglietta	Markey
Becerra	Foley	Martinez
Beilenson	Ford (MI)	Matsui
Berman	Frank (MA)	McCloskey
Bevill	Furse	McCurdy
Bilbray	Gejdenson	McDermott
Bishop	Gephardt	McHale
Blackwell	Geren	McKinney
Bonior	Gibbons	McNulty
Borski	Glickman	Meehan
Boucher	Gonzalez	Meek
Brewster	Gordon	Menendez
Brooks	Green	Mfume
Browder	Gutierrez	Miller (CA)
Brown (CA)	Hall (OH)	Mineta
Brown (FL)	Hamburg	Minge
Brown (OH)	Hamilton	Mink
Bryant	Harman	Mollohan
Cantwell	Hastings	Montgomery
Cardin	Hayes	Moran
Carr	Hefner	Murphy
Chapman	Hinchey	Murtha
Clay	Hoagland	Nadler
Clayton	Hochbrueckner	Natcher
Clement	Holden	Neal (MA)
Clyburn	Houghton	Neal (NC)
Coleman	Hoyer	Oberstar
Collins (IL)	Hughes	Obey
Collins (MI)	Inslee	Olver
Condit	Jacobs	Ortiz
Coppersmith	Jefferson	Orton
Costello	Johnson (GA)	Owens
Coyne	Johnson (SD)	Pallone
Cramer	Johnson, E. B.	Pastor
Danner	Johnston	Payne (NJ)
Darden	Kanjorski	Payne (VA)
de la Garza	Kaptur	Pelosi
Deal	Kennedy	Penny
DeFazio	Kennelly	Peterson (FL)
DeLauro	Kildee	Pickett
Dellums	Klecza	Pickle
Derrick	Klein	Pomeroy
Deutsch	Klink	Poshard
Dicks	Kopetski	Price (NC)
Dingell	Kreidler	Rahall
Dixon	LaFalce	Rangel
Dooley	Lambert	Reed
Durbin	Lancaster	Reynolds
Edwards (CA)	Lantos	Richardson
Edwards (TX)	LaRocco	Roemer
Engel	Laughlin	Rose

Rostenkowski	Smith (IA)
Rowland	Spratt
Roybal-Allard	Stark
Rush	Stenholm
Sabo	Stokes
Sanders	Strickland
Sangmeister	Studds
Sarpalius	Stupak
Sawyer	Sweet
Schenk	Swift
Schroeder	Synar
Schumer	Tanner
Scott	Tejeda
Serrano	Thompson
Sharp	Thornton
Shepherd	Thurman
Sisisky	Torres
Skaggs	Torricelli
Skelton	Towns
Slattery	Trafficant
Slaughter	Tucker

NOES—183

Allard	Goodlatte	Myers
Archer	Goodling	Nussle
Arney	Goss	Oxley
Bacchus (FL)	Grams	Parker
Bacchus (AL)	Greenwood	Paxon
Baker (CA)	Gunderson	Peterson (MN)
Baker (LA)	Hall (TX)	Petri
Ballenger	Hancock	Pombo
Barrett (NE)	Hansen	Porter
Bartlett	Hastert	Portman
Barton	Hefley	Pryce (OH)
Bateman	Herger	Quillen
Bentley	Hobson	Quinn
Bereuter	Hoekstra	Ramstad
Bilirakis	Hoke	Ravenel
Bliley	Horn	Regula
Blute	Huffington	Ridge
Boehlert	Hunter	Roberts
Boehner	Hutchinson	Rogers
Bonilla	Hutto	Rohrabacher
Bunning	Hyde	Ros-Lehtinen
Burton	Inglis	Roth
Buyer	Inhofe	Roukema
Callahan	Istook	Royce
Calvert	Johnson (CT)	Santorum
Camp	Johnson, Sam	Saxton
Canady	Kasich	Schaefer
Castle	Kim	Schiff
Clinger	King	Sensenbrenner
Coble	Kingston	Shaw
Collins (GA)	Klug	Shays
Combest	Knollenberg	Shuster
Cooper	Kolbe	Skeen
Cox	Kyl	Smith (MI)
Crane	Lazio	Smith (NJ)
Crapo	Leach	Smith (OR)
Cunningham	Levy	Smith (TX)
DeLay	Lewis (CA)	Snowe
Diaz-Balart	Lewis (FL)	Solomon
Dickey	Lightfoot	Spence
Doolittle	Linder	Stearns
Dornan	Livingston	Stump
Dreier	Machtley	Sundquist
Duncan	Manzullo	Talent
Dunn	Margolies-	Tauzin
Emerson	Mezvinsky	Taylor (MS)
Everett	Mazzoli	Taylor (NC)
Ewing	McCandless	Thomas (CA)
Fawell	McCollum	Thomas (WY)
Fields (TX)	McCrery	Torkildsen
Fish	McDade	Upton
Ford (TN)	McHugh	Vucanovich
Fowler	McInnis	Walker
Franks (CT)	McKeon	Walsh
Franks (NJ)	McMillan	Weldon
Gallegly	Meyers	Wolf
Gallo	Mica	Young (AK)
Gekas	Michel	Young (FL)
Gilchrest	Miller (FL)	Zeliff
Gillmor	Molinari	Zimmer
Gilman	Moorhead	
Gingrich	Morella	

ANSWERED "PRESENT"—1

Grandy

NOT VOTING—7

Byrne	Henry	Packard
Conyers	Hilliard	
Frost	Moakley	

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

§86.13 PRIVILEGES OF THE HOUSE

Mr. MICHEL rose to a question of the privileges of the House and called up the following resolution (H. Res. 222):

Whereas on July 22, 1992, the House of Representatives voted to transmit to the Committee on Standards of Official Conduct the Committee Report and all records obtained by the Task Force to Investigate the Operation and Management of the House Post Office;

Whereas the Report of the Committee on House Administration selectively included portions of the transcript of the proceedings of the Task Force in the Appendix of their Report;

Whereas efforts in the 102d Congress to release the full transcript of the Task Force were defeated in the House on July 22, 1992 and July 23, 1992;

Whereas the former Postmaster of the House of Representatives, Robert V. Rota, from 1978 continuing until April 1992 conspired, confederated and agreed with other persons, including Members of Congress, to commit offenses against the United States.

Whereas the former Postmaster has pled guilty to making false statements to the Task Force and discussed with his Supervisor of Accounts the need to withhold information during interviews with United States Postal Inspectors and the Congressional Committee investigating the House post office;

Whereas the former Postmaster engaged in a cover up of the exchange of vouchers and postage stamps for cash beginning in May of 1980 and continued throughout the House investigation of the post office;

Whereas the integrity of the House of Representatives has been impugned by the actions of Mr. Rota and others: Now, therefore, be it

Resolved, That the Committee on House Administration is directed to immediately make public complete transcripts of all proceedings of the Task Force, including depositions and statements of witnesses and any tapes of such proceedings.

When said resolution was considered.

The SPEAKER ruled that the resolution submitted did not present a question of the privileges of the House under rule IX, and said:

"The Chair finds that the proposed resolution does present a question of privileges of the House."

After debate,

Mr. GEPHARDT moved to lay the resolution on the table.

The question being put, viva voce, Will the House agree to the motion to lay the resolution on the table?

The SPEAKER pro tempore, Mr. SKAGGS, announced that the yeas had it.

Mr. MICHEL demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the affirmative Yeas 242
Nays 186
Answered present 1

§86.14 [Roll No. 357]
YEAS—242

Abercrombie	Andrews (NJ)	Baessler
Ackerman	Andrews (TX)	Barca
Andrews (ME)	Applegate	Barcia